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10 Attorneys for Plaintiff
UNITED STATES OF AMERICA

11 UNITED STATES DISTRICT COURT

12 FOR THE CENTRAL DISTRICT OF CALIFORNIA

13 IN THE MATTER OF THE SEIZURE OF
14 \$92,204.00 IN U.S. CURRENCY

CR MISC. NO.

18CM01239

STIPULATION TO EXTEND THE DEADLINE
TO FILE CIVIL FORFEITURE COMPLAINT

[PROPOSED ORDER LODGED
CONTEMPORANEOUSLY HEREWITH]

18
19 It is hereby stipulated by and between the United States of
20 America ("United States") and claimant Zachary Robert Guilfoyle,
21 ("claimant"), by and through his attorney, Eric D. Shevin, as to
22 \$92,204.00 in U.S. Currency seized pursuant to a traffic stop in the
23 area of Gorman Post Road and Gorman School Road, Gorman, California
24 on February 1, 2018 (the "seized asset"), as follows:

25 1. Claimant has filed a written claim in the administrative
26 forfeiture proceedings with the Drug Enforcement Administration
27 ("DEA") with respect to the seized asset.
28

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CENTRAL DIST. OF CALIF.
LOS ANGELES

FILED

1 2. The government asserts DEA has sent the written notice of
2 intent to forfeit required by 18 U.S.C. § 983(a)(1)(A) to all known
3 interested parties. Under 18 U.S.C. § 983(a)(2)(A)-(E), the time has
4 either expired or been tolled for any person to file a claim to the
5 seized asset. No person other than claimant has filed a claim to the
6 seized asset as required by law in the administrative forfeiture
7 proceedings.

8 3. Under 18 U.S.C. § 983(a)(3)(A), the United States is
9 required to file a complaint for forfeiture against the seized asset
10 and/or to obtain an indictment alleging that the seized asset is
11 subject to forfeiture within 90 days after a claim has been filed in
12 the administrative forfeiture proceedings, which in this case is July
13 9, 2018, but the statute provides for an extension of this date by
14 court order or upon agreement of the parties.

15 4. As provided in 18 U.S.C. § 983(a)(3)(A), the parties wish
16 by agreement to extend to August 8, 2018, the time in which the
17 United States is required to file a complaint for forfeiture against
18 the seized asset and/or to obtain an indictment alleging that the
19 seized asset is subject to forfeiture, so that the parties can
20 determine whether a resolution is appropriate without the government
21 having to initiate a judicial forfeiture action.

22 5. Claimant knowingly, intelligently, and voluntarily gives
23 up any rights he may have under 18 U.S.C. § 983(a)(3)(A)-(C) to
24 require the United States to file a complaint for forfeiture against
25 the seized asset and/or to obtain an indictment alleging that the
26 seized asset is subject to forfeiture by July 9, 2018, and any rights
27 he may have to seek dismissal of any complaint and/or any forfeiture
28

1 allegation in an indictment on the ground that it was not filed or
2 returned on or before such date.

3 NOW, THEREFORE, the parties hereto, by and through their
4 respective attorneys, hereby STIPULATE AND REQUEST that the
5 government's time to file a complaint for forfeiture against the
6 seized asset and/or to obtain an indictment in connection with the
7 seized asset be extended to and including August 8, 2018.

8 Dated: July 9, 2018

Respectfully submitted,

9 NICOLA T. HANNA
10 United States Attorney
11 LAWRENCE S. MIDDLETON
12 Assistant United States Attorney
13 Chief, Criminal Division
14 STEVEN R. WELK
15 Assistant United States Attorney
16 Chief, Asset Forfeiture Section

14 /s/ Jonathan Galatzan
15 JONATHAN GALATZAN
16 Assistant United States Attorney

16 Attorneys for Plaintiff
17 UNITED STATES OF AMERICA

17 Dated: July 9, 2018

18 /s/ (per e-mail authorization)
19 ERIC D. SHEVIN, ESQ.

19 Attorney for Claimant
20 ZACHARY ROBERT GUILFOYLE

PROOF OF SERVICE BY MAIL

I am over the age of 18 and not a party to the within action. I am employed by the Office of the United States Attorney, Central District of California. My business address is 312 North Spring Street, Suite 1400, Los Angeles, California 90012.

On July 9, 2018, I served a STIPULATION TO EXTEND THE DEADLINE TO FILE CIVIL FORFEITURE COMPLAINT on each person or entity named below by enclosing a copy in an envelope addressed as shown below and placing the envelope for collection and mailing on the date and at the place shown below following our ordinary office practices.

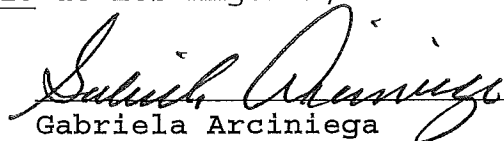
TO: Eric D. Shevin, Esq.
Shevin Law Group
15260 Ventura Blvd., Suite 1400
Sherman Oaks, CA 91403

X I am readily familiar with the practice of this office for collection and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service in a sealed envelope with postage fully prepaid.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on: July 9, 2018 at Los Angeles, California.


Gabriela Arciniega